THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.11308 of 2007

DATE: 05-06-2007

Between :

Mavulkar Devajee

… Petitioner

And

The Sub-Collector,
Asifabad Office at Asifabad,
Adilabad District and another.

… Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 11308 of 2007

ORDER:

This writ petition is filed seeking a declaration that the notice dated 19-05-2007 issued by the first respondent whereunder the petitioner was called upon to show cause as to why his appointment as fair price shop dealer of the Sirpur village, Adilabad District should not be cancelled on certain grounds specified thereunder as arbitrary and illegal. The petitioner contends that the grounds on which his appointment is sought to be cancelled are extraneous and baseless and therefore, the entire proceedings are liable to be declared as arbitrary and illegal.

At the outset, it is to be noted that the impugned notice is only a show cause notice under which the petitioner was called upon to explain certain allegations and admittedly the petitioner has already submitted his explanation on 24-05-2007. If that be so, it is for the first respondent to consider the same and pass appropriate orders in accordance with law. Since as on today no order as such is passed affecting the rights of the petitioner, the writ petition itself is premature and is liable to be dismissed on that ground alone.

Accordingly, the writ petition is dismissed. However, it is made clear that this shall not preclude the petitioner to work out the appropriate remedy as available under law to seek redressal of his grievance in case any adverse order is passed. No costs.

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G. ROHINI, J.

Date:05-06-2007

KLP